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Attorneys for Defendants
OPTICAL COATING LABORATORY, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

NORTHERN CALIFORNIA RIVER
WATCH, a non-profit Corporation,

Plaintiffs,

vs.

WEST COAST METALS, INC., RICHARD
L. BRADLEY, WEST COAST SCRAP
PROCEDURES, INC., OPTICAL COATING
LABORATORY, INC., DOES 1 through 10,
inclusive,

Defendants.

Case No. 3:09-cv-02601-MMC

**STIPULATION AND ~~PROPOSED~~
ORDER EXTENDING TIME FOR
PARTIES TO COMPLETE ADR**

Plaintiff Northern California River Watch and Defendants Optical Coating Laboratory, Inc. (“OCLI”), West Coast Metals, Inc., Richard L. Bradley, and West Coast Scrap Producers, Inc. (collectively, “Defendants”) hereby stipulate and respectfully request that the Court extend the time for the parties to complete the mandatory ADR session with the panel-appointed mediator in this matter, Bruce Winkelman of Craig & Winkelman LLP to and including January 22, 2010. In support of this Stipulation, the parties state as follows:

WHEREAS, Plaintiff originally filed this action on June 11, 2009;

WHEREAS, the last day to conduct mediation is currently set for January 9, 2010;

WHEREAS, parties are circulating both a proposed consent order and draft settlement agreement, and are optimistic that the case will be resolved prior to, and without, mediation;

WHEREAS, the parties conducted a telephonic conference with mediator Winkelman on November 3, 2009, and all parties agreed to the January 22, 2010 date on the basis that it would provide sufficient time to conclude informal settlement negotiations, and that in the event the mediation remains necessary the January 22, 2010 date gives sufficient time for briefs to be prepared and served after the December holidays;

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff and Defendants, by and through their respective undersigned attorneys, that the mediation of this matter shall take place on or before January 22, 2010.

DATED: November 3, 2009

COLLETTE ERICKSON FARMER & O'NEILL LLP

By: /s/Robert Lawrence

ROBERT LAWRENCE

Attorneys for Defendant

OPTICAL COATING LABORATORY, INC.

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DATED: November 3, 2009

LAW OFFICES OF JACK SILVER

By: /s/Jack Silver
JACK SILVER

Attorneys for Plaintiff
NORTHERN CALIFORNIA RIVER WATCH

DATED: November 3, 2009

GORDON & REES LLP

By: /s/Mordecai Boone
MORDECAI BOONE

Attorney for Defendant
WEST COAST METALS, INC.


DATED: November 3, 2009

By: /s/Arthur D. Levy
ARTHUR D. LEVY

Attorney for Defendants
RICHARD L. BRADLEY and
WEST COAST SCRAP PRODUCERS, INC.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: November 5, 2009


HON. MAXINE M. CHESNEY
Judge, District Court
Northern District of California